



# CITY COUNCIL

CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII 96813-3077

ERNEST Y. MARTIN  
CHAIR & PRESIDING OFFICER  
IKAIKA ANDERSON  
VICE CHAIR  
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STANLEY CHANG  
CAROL FUKUNAGA  
ANN H. KOBAYASHI  
JOEY MANAHAN  
RON MENOR  
KYMBERLY MARCOS PINE

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## ORDER OF BUSINESS

### REGULAR MEETING

### MISSION MEMORIAL AUDITORIUM

### ON THE GROUNDS OF HONOLULU HALE

### 24TH SESSION

### WEDNESDAY, SEPTEMBER 10, 2014

### 10 A.M.

#### **SPEAKER REGISTRATION**

Persons wishing to testify on the morning calendar are requested to register by 10 a.m. as follows:

- a. On-Line at <http://www.honolulu.gov/ccl-testimony-form.html>;
- b. By faxing to 768-3826 your name, phone number and subject matter;
- c. By filling out the registration form in person; or
- d. By calling 768-3820.

Persons who have not registered to testify by 10 a.m. will be given an opportunity to speak on an item following oral testimonies of the registered speakers.

Each speaker shall not have anyone else read their statement and is limited to:

- a. three-minute presentation on New Business and Sunshined items;
- b. one-minute presentation on all other items.

#### **WRITTEN TESTIMONY**

Written testimony may be faxed to 768-3826 or transmitted via the internet at <http://www.honolulu.gov/ccl-testimony-form.html> for distribution at the meeting.

**15 copies are requested if written testimony is submitted on-site.**

If submitted, written testimonies, including the testifier's address, e-mail address and phone number, may be posted by the City Clerk and available to the public on the City's DocuShare Website. By submitting written testimony, you are **not automatically registered to speak**.

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Accommodations are available upon request to persons with disabilities, please call 768-3820 or send an email to [elao@honolulu.gov](mailto:elao@honolulu.gov) at least three working days prior to the meeting.

The meeting is viewable by: (1) internet live streaming through [http://olelo.granicus.com/MediaPlayer.php?publish\\_id=92](http://olelo.granicus.com/MediaPlayer.php?publish_id=92); (2) televised live broadcast on Olelo TV Channel 54; or (3) after the meeting, a copy of the video may be requested by calling the City Clerk's Office at 768-5822.

Honorary Certificates will be presented at 9 a.m.

ORDER OF BUSINESS – Morning Calendar  
Wednesday, September 10, 2014

**PLEDGE OF ALLEGIANCE**

**MESSAGE OF ALOHA**

**1. CALL TO ORDER – 10 A.M.**

Roll Call

Introduction of Guests

Approval of Minutes of the 23rd Session

ORDER OF BUSINESS – Morning Calendar  
Wednesday, September 10, 2014

**2. ORDER OF THE DAY – MORNING CALENDAR**

**APPOINTMENTS – RESOLUTIONS**

EXECUTIVE MATTERS AND LEGAL AFFAIRS

CR-242

Resolution 14-191

Relating to the appointment of Jeffrey A. Keating to serve on the Ethics Board of Appeals of the City and County of Honolulu.

FOR ADOPTION

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ZONING AND PLANNING

CR-266

Resolution 14-183

Relating to the appointment of Wilfred A. Chang to serve on the Planning Commission of the City and County of Honolulu.

FOR ADOPTION

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CR-267

Resolution 14-184

Relating to the appointment of Frank J. Lyon to the Zoning Board of Appeals.

FOR ADOPTION

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ORDER OF BUSINESS – Morning Calendar  
Wednesday, September 10, 2014

**THIRD READING**

PUBLIC WORKS AND SUSTAINABILITY

CR-252

Bill 38, CD2

Relating to the use of bags provided to customers.  
(Regulating the use of bags provided to customers.)

PASS THIRD READING, AS AMENDED

ZONING AND PLANNING

CR-258

Bill 42

Relating to public sidewalks. (Prohibiting, subject to exceptions, persons from sitting or lying on public sidewalks in the Waikiki Special District.)

PASS THIRD READING

ORDER OF BUSINESS – Morning Calendar  
Wednesday, September 10, 2014

ZONING AND PLANNING (Cont'd.)

CR-259

Bill 43, CD1

Relating to urinating and defecating in public. (Prohibiting urinating and defecating in public within the Waikiki Special District.)

PASS THIRD READING, AS AMENDED

CR-260

Bill 45, CD1

Relating to public sidewalks. (Prohibiting persons from sitting or lying on public sidewalks, subject to exceptions.)

PASS THIRD READING, AS AMENDED

CR-261

Bill 46, CD1

Relating to urinating and defecating in public. (Prohibiting urinating and defecating in public places.)

PASS THIRD READING, AS AMENDED

ORDER OF BUSINESS – Morning Calendar  
Wednesday, September 10, 2014

**FIRST READING**

Bill 55

(Zoning and Planning)

Relating to streets, sidewalks, malls and other public places. (Amending the definition of “sidewalk” for purposes of the ordinances relating to streets, sidewalks, malls and other public places.)

PASS FIRST READING

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Bill 57

(Budget)

Relating to real property tax home exemption. (Allowing persons who acquire new property during the current tax year to receive the home exemption.)

PASS FIRST READING

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## RESOLUTIONS

### PUBLIC SAFETY AND ECONOMIC DEVELOPMENT

#### CR-240

#### Resolution 14-177, CD1

Relating to the acceptance of a gift from the Waikiki Business Improvement District Association (WBIDA) to address various illegal activities on the public sidewalks in specific areas in Waikiki.

FOR ADOPTION

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#### CR-241

#### Resolution 14-186, CD1

Relating to the acceptance of a gift to the City from Ms. Sharon M. Takaki for the Honolulu Police Department to receive monies to purchase a new canine.

FOR ADOPTION

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### EXECUTIVE MATTERS AND LEGAL AFFAIRS

#### CR-243

#### Resolution 14-196, CD1

Urging the Hawaii State Legislature and the State Office of Elections to revise applicable statutes and rules as necessary to ensure integrity of elections in the State of Hawaii.

FOR ADOPTION

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ORDER OF BUSINESS – Morning Calendar  
Wednesday, September 10, 2014

BUDGET

CR-246

Resolution 14-176

Relating to the acceptance of a gift to the City from Island Movers, Inc.

FOR ADOPTION

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CR-247

Resolution 14-182

Relating to the acceptance of a gift to the City from the Honolulu Zoo Society.

FOR ADOPTION

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CR-248

Resolution 14-193

Accepting a gift to the City and County of Honolulu from the Wayne County Office of Legislative Auditor General for travel expenses to Detroit, Michigan to conduct a peer review.

FOR ADOPTION

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ORDER OF BUSINESS – Morning Calendar  
Wednesday, September 10, 2014

BUDGET (Cont'd.)

CR-249

Resolution 14-194

Relating to the transfer of funds. (Department of Community Services)

FOR ADOPTION

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CR-250

Resolution 14-195

Approving the abandonment and sale of parcel A, the Queen Emma Square Road, to the Episcopal Church in Hawaii, as the abutting property owner of TMK: 2-1-18:002.

FOR ADOPTION

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CR-251

Resolution 14-197

Authorizing the Director of Transportation Services or the Director's designee to accept and expend, Safe Routes to School (SRTS) Special Fund, authorized by Chapter 19-109, Hawaii Administrative Rules (HAR) administered by the State of Hawaii, Department of Transportation (State) for a county-level SRTS program in the City and County of Honolulu.

FOR ADOPTION

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ORDER OF BUSINESS – Morning Calendar  
Wednesday, September 10, 2014

PUBLIC WORKS AND SUSTAINABILITY

CR-255

Resolution 14-181

Relating to the acceptance of a gift to the City of a sign to identify the community of Kaimalino.

FOR ADOPTION

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CR-256

Resolution 14-185

Relating to the acceptance of a gift to the Department of Design and Construction from Hawaii Water Environment Association.

FOR ADOPTION

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CR-257

Resolution 14-189

Relating to the acceptance of a gift to the City for the Department of Environmental Services' attendance at the Water Environmental Federation Technologic Exhibition Conference from September 27, 2014 to October 1, 2014.

FOR ADOPTION

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ORDER OF BUSINESS – Morning Calendar  
Wednesday, September 10, 2014

PUBLIC WORKS AND SUSTAINABILITY (Cont'd.)

CR-253

Resolution 14-169

Requesting the Department of Transportation Services through its public-private partnership with Oahu Transit Services, Inc. to develop a City Biodiesel Initiative that requires the use of biodiesel by TheBus and TheHandi-Van fleets.

FOR ADOPTION

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CR-254

Resolution 14-175, CD1

Requesting the Department of Environmental Services to study the use and impacts of single-use food service containers.

FOR ADOPTION

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ZONING AND PLANNING

CR-264

Resolution 14-71

Approving the Aiea-Pearl City Neighborhood Transit-Oriented Development (TOD) Plan.

FOR ADOPTION

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ORDER OF BUSINESS – Morning Calendar  
Wednesday, September 10, 2014

ZONING AND PLANNING (Cont'd.)

CR-265

Resolution 14-180

Requesting the Department of Planning and Permitting to form a Citizens Advisory Committee for the Urban Honolulu Public Views Study and Thomas Square-Blaisdell Culture and Arts Neighborhood Plan.

FOR ADOPTION

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TRANSPORTATION

CR-269

Resolution 14-190, CD1

Requesting the Department of Customer Services to convene a working group to review and recommend amendments to provisions governing the issuance of a taxicab driver's certificate.

FOR ADOPTION

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**3. BALANCE OF COMMITTEE REPORTS**

**4. UNFINISHED BUSINESS**

**5. NEW BUSINESS**

Resolution 14-174

Authorizing the Director of the Department of Parks and Recreation of the City and County of Honolulu to enter into an Intergovernmental Agreement with the Department of Human Services, Office of Youth Services, State of Hawaii to acquire funding for community-based truancy prevention and in-school suspension program services.

FOR ACTION

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Resolution 14-174, Proposed FD1 (Submitted by Councilmember Pine)

Authorizing the Director of Parks and Recreation or the Director's designee to enter into an Intergovernmental Agreement with the State of Hawaii Department of Human Services, Office of Youth Services, to acquire funding for community-based truancy prevention and in-school suspension program services.

Resolution 14-187

Authorizing the Director of Transportation Services or the Director's designee to apply for, and accept and expend, Federal Highway Administration funds authorized by 23 CFR Part 630 and other Federal statutes administered by the Federal Highway Administration for the traffic signals at various locations, Phase 14

FOR ACTION

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ORDER OF BUSINESS – Morning Calendar  
Wednesday, September 10, 2014

Resolution 14-188

Authorizing the Director of Transportation Services or the Director's designee to apply for, and accept and expend, Federal Highway Administration funds authorized by 23 CFR Part 630 and other Federal statutes administered by the Federal Highway Administration for the traffic signals at various locations, Phase 17.

FOR ACTION

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Resolution 14-199

Authorizing the Director of Transportation Services or the Director's designee to apply for and enter into Grant Agreement HI-05-0207 with the Federal Transit Administration for Federal Transportation Assistance authorized by 49 U.S.C. Chapter 53, Title 23, United States Code, and other Federal statutes administered by the Federal Transit Administration.

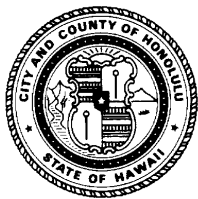
FOR ACTION

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**6. COMMITTEE OF THE WHOLE/EXECUTIVE SESSION**

Pursuant to Council Rule 12A and the Hawaii Revised Statutes Section 92-4 and Section 92-5(a)(4), the Council will resolve itself into a Committee of the Whole to consult with its attorneys in executive session on questions and issues on matters pertaining to the Council's powers, duties, privileges, immunities and/or liabilities, and may resolve itself into a Committee of the Whole to consult with its attorneys on other claims and matters pertaining to the Council's powers, duties, privileges, immunities and/or liabilities.

**7. RECESS**



# CITY COUNCIL

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HONOLULU, HAWAII 96813-3077

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## ORDER OF BUSINESS

REGULAR MEETING / PUBLIC HEARING  
MISSION MEMORIAL AUDITORIUM  
ON THE GROUNDS OF HONOLULU HALE  
24TH SESSION  
WEDNESDAY, SEPTEMBER 10, 2014  
2 P.M.

### SPEAKER REGISTRATION

Persons wishing to testify on the afternoon calendar are requested to register by 2 p.m. as follows:

- a. On-Line at <http://www.honolulu.gov/ccl-testimony-form.html>;
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ORDER OF BUSINESS – Afternoon Calendar  
Wednesday, September 10, 2014

**8. RECONVENE – 2 P.M.**

**9. EXECUTIVE SESSION ITEM(S)**

ORDER OF BUSINESS – Afternoon Calendar  
Wednesday, September 10, 2014

**10. ORDER OF THE DAY – AFTERNOON CALENDAR**

**APPOINTMENTS - PUBLIC HEARING**

**BOARDS AND COMMISSIONS**

**a. Ken K. Hayashida, Planning Commission** (Zoning and Planning)

MM-88 From Mayor Kirk Caldwell, appointing Ken K. Hayashida as a member of the Planning Commission for a term to expire on June 30, 2019.

**b. Narsi A. Guzon, Liquor Commission** (Budget)

MM-89 From Mayor Kirk Caldwell, appointing Narsi A. Guzon as a member of the Liquor Commission for a term to expire on December 31, 2018.

**c. Audrey E. J. Ng, Ethics Board of Appeals** (Executive Matters and Legal Affairs)

MM-90 From Mayor Kirk Caldwell, appointing Audrey E. J. Ng as a member of the Ethics Board of Appeals for a term to expire on December 31, 2018.

**SECOND READING/PUBLIC HEARING**

**PUBLIC SAFETY AND ECONOMIC DEVELOPMENT**

CR-238

Bill 51, CD1

Relating to products for smoking. (Regulating the distribution and purchase of electronic smoking devices and tobacco products.)

PASS SECOND READING, AS AMENDED

Bill 51, CD1, Proposed FD1 (Submitted by Councilmember Fukunaga)

CR-239

Bill 52, CD1

Relating to the Housing Code. (Protecting residential property and uses from unsafe and unsanitary conditions that prevent or impair the safe use and quiet enjoyment of residential property.)

PASS SECOND READING, AS AMENDED

ORDER OF BUSINESS – Afternoon Calendar  
Wednesday, September 10, 2014

BUDGET

CR-244

Bill 53

Relating to exemptions. (Amending provisions related to real property tax exemptions.)

PASS SECOND READING

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CR-245

Bill 54, CD1

Relating to the real property tax credit. (Modifying the requirements regarding the real property tax credit for low-income homeowners.)

PASS SECOND READING, AS AMENDED

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ORDER OF BUSINESS – Afternoon Calendar  
Wednesday, September 10, 2014

ZONING AND PLANNING

CR-263

Bill 49

To rezone land situated at Lualualei Valley, Oahu, Hawaii. (Rezoning land from the AG-1 Restricted Agricultural District to the AG-2 General Agricultural District.) (Applicant: Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-Day Saints) (Deadline: 10/7/14 + 90 days)

PASS SECOND READING

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CR-262

Bill 48, CD1

Relating to public sidewalks. (Prohibiting, subject to exceptions, persons from sitting or lying on public sidewalks in areas zoned for commercial and business activities.)

PASS SECOND READING, AS AMENDED

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ORDER OF BUSINESS – Afternoon Calendar  
Wednesday, September 10, 2014

**11. ANNOUNCEMENTS**

**12. ADJOURNMENT**